

INDEX

CHAPTER 334 - UNDERGROUND AND ABOVEGROUND STORAGE TANKS

SUBCHAPTER A : GENERAL PROVISIONS

- §334.1. Purpose and Applicability.
- §334.2. Definitions.
- §334.3. Statutory Exemptions.
- §334.4. Commission Exclusions.
- §334.5. General Prohibitions.
- §334.6. Construction Notification.
- §334.7. Registration.
- §334.8. Certification.
- §334.9. Seller's Disclosure.
- §334.10. Reporting and Recordkeeping.
- §334.11. Enforcement.
- §334.12. Other General Provisions.
- §334.13. (REPEALED & RESERVED).
- §334.14. Memorandum of Understanding Between the Attorney General of Texas and the Texas Natural Resource Conservation Commission.
- §334.15. Limits on Liability of Lender.
- §334.16. Limits on Liability of Corporate Fiduciary.
- §334.17. Privatization of Storage Tank Program.

SUBCHAPTER B : UNDERGROUND STORAGE TANKS FEES

- §334.21. Fee Assessment.
- §334.22. Failure to Make Payment.
- §334.23. Disposition of Fees, Interest and Penalties.

SUBCHAPTER C : TECHNICAL STANDARDS

- §334.41. Applicability.
- §334.42. General Standards.
- §334.43. Variances and Alternative Procedures.
- §334.44. Implementation Schedules.
- §334.45. Technical Standards for New UST Systems.
- §334.46. Installation Standards for New UST Systems.
- §334.47. Technical Standards for Existing UST Systems.
- §334.48. General Operating and Management Requirements.
- §334.49. Corrosion Protection.
- §334.50. Release Detection.
- §334.51. Spill and Overfill Prevention and Control.
- §334.52. UST System Repairs and Relining.

- §334.53. Reuse of Used Tanks.
- §334.54. Temporary Removal from Service.
- §334.55. Permanent Removal from Service.

SUBCHAPTER D : RELEASE REPORTING AND CORRECTIVE ACTION

- §334.71. Applicability.
- §334.72. Reporting of Suspected Releases.
- §334.73. Investigation Due to Off-Site Impacts.
- §334.74. Release Investigation and Confirmation Steps.
- §334.75. Reporting and Cleanup of Surface Spills and Overfills.
- §334.76. Initial Response to Releases.
- §334.77. Initial Abatement Measures and Site Check.
- §334.78. Initial Site Characterization.
- §334.79. Free Product Removal.
- §334.80. Investigation for Soil and Groundwater Cleanup.
- §334.81. Corrective Action Plan.
- §334.82. Public Participation.
- §334.83. Emergency Orders.
- §334.84. Corrective Action by the Commission.
- §334.85. Management of Wastes.

SUBCHAPTER E : FINANCIAL RESPONSIBILITY

- §334.91. Applicability.
- §334.92. Compliance Dates.
- §334.93. Amount and Scope of required Financial Responsibility.
- §334.94. Allowable Mechanisms and Combinations of Mechanisms.
- §334.95. Financial Test of Self-Insurance.
- §334.96. Guarantee.
- §334.97. Insurance and Risk Retention Group Coverage.
- §334.98. Surety Bond.
- §334.99. Letter of Credit.
- §334.100. Trust Fund.
- §334.101. Standby Trust Fund.
- §334.102. Substitution of Financial Assurance Mechanisms by Owner or Operator.
- §334.103. Cancellation or Nonrenewal by a Provider of Financial Assurance.
- §334.104. Reporting by Owner or Operator.
- §334.105. Financial Assurance Recordkeeping.
- §334.106. Drawing on Financial Assurance Mechanisms.
- §334.107. Release from the Requirements.
- §334.108. Bankruptcy or Other Incapacity of Owner or Operator or Provider of Financial Assurance.
- §334.109. Replenishment of Guarantees, Letters of Credit, or Surety Bonds.
- §334.110. Corrective Action Deductibles.

SUBCHAPTER F : ABOVEGROUND STORAGE TANKS

- §334.121. Purpose and Applicability for ASTs.
- §334.122. Definitions for ASTs.
- §334.123. Statutory Exemptions for ASTs.
- §334.124. Commission Exclusions for ASTs.
- §334.125. General Prohibitions and Requirements for ASTs.
- §334.126. Installation Notification for ASTs.
- §334.127. Registration for ASTs.
- §334.128. Annual Facility Fees for ASTs.
- §334.129. Release Reporting and Corrective Action for ASTs.
- §334.130. Reporting and Recordkeeping for ASTs.
- §334.131. Enforcement for ASTs.
- §334.132. Other General Provisions for ASTs.

SUBCHAPTER G : TARGET CONCENTRATION CRITERIA

- §334.201. Purposes and Applicability.
- §334.202. Definitions.
- §334.203. Risk-Based Criteria for Establishing Target Concentrations.
- §334.204. Criteria for Selection of Land Use.
- §334.205. Institutional Control Requirements.
- §334.206. Criteria for Institutional Control Use.
- §334.207. Waste Management.
- §334.208. Model Institutional Controls.

SUBCHAPTER H : INTERIM REIMBURSEMENT PROGRAM

- §334.301. Applicability of this Subchapter.
- §334.302. General Conditions and Limitations Regarding Reimbursement.
- §334.303. Time to File Application.
- §334.304. Who May File Application.
- §334.305. Where and How Documents Must Be Filed.
- §334.306. Form and Contents of Application.
- §334.307. Technical Information Required.
- §334.308. Allowable Costs and Restrictions on Allowable Costs.
- §334.309. Reimbursable Costs.
- §334.310. Requirements for Eligibility.
- §334.311. Determining the Number of Occurrences.
- §334.312. Owner/Operator Contribution.
- §334.313. Review of Application by Executive Director.
- §334.314. Executive Director's Fund Payment Report.
- §334.315. Protest of Fund Payment Report.
- §334.316. Formal Petition.
- §334.317. Hearing by the Commission.
- §334.318. Recovery of Costs.
- §334.319. Administrative Penalties and Other Actions.
- §334.320. Responsibilities of Owners and Operators.

- §334.321. Corrective Action by the Commission.
- §334.322. Subchapter H Definitions.

SUBCHAPTER I : UNDERGROUND STORAGE TANK CONTRACTOR REGISTRATION AND INSTALLER LICENSING

- §334.401. Certificate of Registration for UST Contractor.
- §334.402. Application for Certificate of Registration.
- §334.403. Issuance of Certificate of Registration.
- §334.404. Renewal of Certificate of Registration.
- §334.405. Denial of Certificate of Registration.
- §334.406. Fee Assessments for Certificate of Registration.
- §334.407. Other Requirements for Certificate of Registration.
- §334.408. Exception to Registration Requirements.
- §334.409. Revocation, Suspension, or Reinstatement of Certification of Registration and License.
- §334.410. Notice of Hearings.
- §334.411. Type of Hearing.
- §334.412. Definitions.
- §334.413. License for Installers and On-Site Supervisors.
- §334.414. License for Installers and On-Site Supervisors.
- §334.415. License A and License B.
- §334.416. Requirements for Issuance of License A and License B.
- §334.417. Application for License A and License B.
- §334.418. Notification of Examination.
- §334.419. License A and License B Examination.
- §334.420. Issuance of License A or License B.
- §334.421. Renewal of License.
- §334.422. Denial of License A or License B.
- §334.423. Fees Assessments for License A and License B.
- §334.424. Other Requirements for a License A and License B.
- §334.425. Exceptions to License A and License B Requirements.
- §334.426. Revocation, Suspension, or Reinstatement of a License A and License B.
- §334.427. Notice of Hearings.
- §334.428. Type of Hearing.
- §334.429. Penalties Effective On or After September 1, 1995.

SUBCHAPTER J : REGISTRATION OF CORRECTIVE ACTION SPECIALISTS AND PROJECT MANAGERS FOR PRODUCT STORAGE TANK REMEDIATION PROJECTS

- §334.451. Applicability of Subchapter J.
- §334.452. Exemptions from Subchapter J.
- §334.453. General Requirements and Prohibitions.
- §334.454. Exception for Emergency Abatement Actions.
- §334.455. Notice to Owner or Operator.
- §334.456. Application for Certificate of Registration for Corrective Action Specialist.
- §334.457. Application for Certificate of Registration for Corrective Action Project Manager.
- §334.458. Review and Issuance of Certificates of Registration.

- §334.459. Continuing Education Requirements for Corrective Action Project Managers.
- §334.460. Renewal of Certificate of Registration for Corrective Action Specialist and Corrective Action Project Manager.
- §334.461. Denial of Certificate of Registration.
- §334.462. Other Requirements.
- §334.463. Grounds for Revocation or Suspension of Certificate of Registration.
- §334.465. Procedures for Revocation or Suspension of a Certificate of Registration.
- §334.466. Reinstatement of a Certificate of Registration.
- §334.467. Fee Assessments for Certificates of Registration.

SUBCHAPTER K : STORAGE, TREATMENT, AND REUSE PROCEDURES FOR PETROLEUM-SUBSTANCE CONTAMINATED SOIL

- §334.481. Definitions.
- §334.482. General Prohibitions.
- §334.483. Disposal by Generator.
- §334.484. Registration Required for Petroleum-Substance Waste Storage or Treatment Facilities.
- §334.485. Suspension or Revocation of Registration.
- §334.486. Denial of Application for Registration or Renewal.
- §334.487. Renewal of Registration.
- §334.488. Authorization for Class C and Class D Facilities.
- §334.489. Exemptions.
- §334.490. Notification and Mobilization Requirements for Class B Facilities.
- §334.491. Notice to Owners or Operators.
- §334.492. Public Notice.
- §334.493. Public Meetings for Class A Facilities.
- §334.494. Closure and Facility Expansion.
- §334.495. Location Standards for Class A Petroleum-Substance Waste Storage or Treatment Facilities.
- §334.496. Shipping Procedures Applicable to Generators of Petroleum-Substance Waste.
- §334.497. Recordkeeping and Reporting Procedures Applicable to Generators.
- §334.498. Shipping Requirements Applicable to Transporters of Petroleum-Substance Waste.
- §334.499. Shipping Requirements Applicable to Owners or Operators of Storage, Treatment, or Disposal Facilities.
- §334.500. Recordkeeping Requirements Applicable to Owners or Operators of Storage, Treatment, or Disposal Facilities.
- §334.501. Additional Reports.
- §334.502. Design and Operating Requirements of Stockpiles and Land Surface Treatment Units.
- §334.503. Reuse of Petroleum-Substance Waste.
- §334.504. Contaminant Assessment Program and Corrective Action.
- §334.505. Security.
- §334.506. Contingency Plan.
- §334.507. Emergency Procedures.
- §334.508. Closure Requirements Applicable to Class A and Class B Facilities.

SUBCHAPTER L : OVERPAYMENT PREVENTION

- §334.530. Purpose and Applicability of the Subchapter.
- §334.531. Responsibility of Recipients of Money from the PSTR Fund and Persons Paid by Recipients of Money from the Petroleum Storage Tank Remediation Fund.
- §334.532. Payments.
- §334.533. Audits.
- §334.534. Notice of Overpayment.
- §334.535. Objections to the Notice of Overpayment and Formal Petition for Hearing.
- §334.536. Hearing by the Commission.
- §334.537. Failure to Return Overpayment or Cooperate with Audit or Investigation.
- §334.538. Administrative Penalties and Other Actions.

SUBCHAPTER M : REIMBURSABLE COST GUIDELINES FOR THE PETROLEUM STORAGE TANK REIMBURSEMENT PROGRAM

- §334.560. Reimbursable Cost Guidelines.